

# Exhibit 1

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ANTHONY RAPP and C.D.,

Plaintiffs,

vs.

Case No.:  
20-cv-9586 (LAK)

KEVIN SPACEY FOWLER a/k/a  
KEVIN SPACEY,

Defendant.  
-----x

Remote videotaped deposition of ANTHONY RAPP

February 3, 2021

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11:53 1 parties I had seen intoxicated adults.

11:53 2 Q. Did you have interactions with  
11:53 3 these intoxicated adults at these parties?

11:53 4 A. I don't recall specific  
11:53 5 interactions. I certainly recall witnessing  
11:54 6 people that I perceived to be intoxicated.

11:54 7 Q. You said you didn't remember  
11:54 8 Mr. Fowler saying anything when he was in the  
11:54 9 door.

11:54 10 As Mr. Fowler walked over to the,  
11:54 11 to the bed, do you recall him saying anything  
11:54 12 then?

11:54 13 A. I don't recall him saying anything.

11:54 14 Q. Do you recall Mr. Fowler saying  
11:54 15 anything when he picked you up?

11:54 16 A. I don't recall him saying anything  
11:54 17 when he picked me up.

11:54 18 Q. And can you explain in greater  
11:54 19 detail exactly what happened when Mr. Fowler  
11:54 20 kind of picked you up? How did he pick you up?

11:54 21 A. He used one arm to put around my  
11:54 22 shoulders/back area to hold me there and put  
11:54 23 one hand and arm under my butt and legs to lift  
11:54 24 me up like that. So like a fireman carry or a  
11:54 25 groom carrying a bride over a threshold.

11:54 1 So it happened in one sort of -- in  
11:54 2 one movement, a surprising, shocking movement.  
11:55 3 And then he turned to the bed and laid me down  
11:55 4 and laid on top of me.

11:55 5 Q. Do you remember him saying anything  
11:55 6 to you at that point?

11:55 7 A. I do not recall him saying  
11:55 8 anything.

11:55 9 Q. Do you remember Mr. Fowler saying  
11:55 10 anything to you while he -- while you allege he  
11:55 11 was on top of you on the bed?

11:55 12 A. I do not recall him saying  
11:55 13 anything.

11:55 14 Q. Do you recall saying anything to  
11:55 15 him?

11:55 16 A. I do not recall saying anything to  
11:55 17 him. I froze.

11:55 18 Q. You said that Mr. Fowler picked you  
11:55 19 up in one motion.

11:55 20 Did I get that right?

11:55 21 A. That's my recollection. As best  
11:55 22 as -- as, you know, it's a kind of complicated  
11:55 23 motion, but it's a motion that all happened  
11:55 24 sort of in one movement.

11:55 25 Q. And when that one movement ended,

11:56 1 you were in the air being held?

11:56 2 A. Yes.

11:56 3 Q. You characterize it as a bride,  
11:56 4 right?

11:56 5 A. Yes. And again, immediately frozen  
11:56 6 and shocked.

11:56 7 Q. Okay. So I just want to make sure  
11:56 8 I get this right.

11:56 9 So when Mr. Fowler was holding you  
11:56 10 in the air, was one hand was under your back,  
11:56 11 right?

11:56 12 A. Yeah. I mean, in the -- in sort of  
11:56 13 the midback under, you know -- it's this area  
11:56 14 of my body (indicating), you know, to support  
11:56 15 my torso.

11:56 16 Q. And the other hand would have been  
11:56 17 somewhere under your knees; fair to say?

11:56 18 A. Yeah. It all got there in the  
11:56 19 process, went from under my butt, down my leg,  
11:56 20 to my knees.

11:56 21 Q. And that's typically how someone  
11:56 22 would pick up a bride, you said, right?

11:56 23 A. Yeah. That's -- that's the --  
11:56 24 that's the best way to describe the image. It  
11:56 25 is a perfect capture of the look of the pose as

11:57 1 I can recall it and experience it from the  
11:57 2 inside of my body looking out. If someone took  
11:57 3 a snapshot, I believe that's what it would  
11:57 4 like.

11:57 5 Q. This also would be consistent with  
11:57 6 a firefighter, right, picking someone up?

11:57 7 A. I suppose. I suppose sometimes  
11:57 8 firefighters put people over their shoulders,  
11:57 9 too. So I don't know.

11:57 10 Q. And sometimes firefighters will  
11:57 11 pick people up as you allege Mr. Fowler did  
11:57 12 you, right?

11:57 13 A. Perhaps, yes.

11:57 14 Q. You said that Mr. Fowler's hand  
11:57 15 grazed your, your butt, right?

11:57 16 A. Yes.

11:57 17 Q. For how long did Mr. Fowler's hand  
11:57 18 graze your butt?

11:57 19 A. I can't say exactly. It didn't  
11:57 20 linger there, but it certainly touched it in  
11:57 21 the process.

11:57 22 Q. Did he squeeze your butt?

11:57 23 A. I don't recall a squeeze, no.

11:57 24 Q. Was his hand on your butt for any  
11:57 25 longer than it was any other part of your body

11:57 1 as he picked you up?

11:57 2 A. I don't recall that specifically,

11:57 3 no.

11:57 4 Q. Did you perceive that as part of  
11:58 5 picking you up, that his hand touched your butt  
11:58 6 and swept down your leg all in one motion so  
11:58 7 that he could pick you up? Is that --

11:58 8 MR. SAGHIR: Note my objection to  
11:58 9 the form. Note my objection to the form.  
11:58 10 If you could rephrase that, Chase.

11:58 11 MR. SCOLNICK: Sure. Sure. Okay.

11:58 12 BY MR. SCOLNICK:

11:58 13 Q. So if a fireman were to pick you  
11:58 14 up, would you describe that as his hand going  
11:58 15 from your butt to your knees as well?

11:58 16 A. I've never been picked up by a  
11:58 17 firefighter. I can't comment on that.

11:58 18 Q. Was there anything different about  
11:58 19 the way that Mr. Fowler picked you up than a  
11:58 20 firefighter would do saving someone from a  
11:58 21 building?

11:59 22 MR. SAGHIR: Objection to the form.  
11:59 23 Pure speculation. He's never been picked  
11:59 24 up by a firefighter.

11:59 25 But go ahead and answer.

11:59 1 THE WITNESS: I'm sorry. Go ahead  
11:59 2 and answer?

11:59 3 MR. SAGHIR: Yes.

11:59 4 THE WITNESS: I've never been  
11:59 5 picked up by a firefighter. I can't  
11:59 6 speculate.

11:59 7 BY MR. SCOLNICK:

11:59 8 Q. Well, you've seen firefighters pick  
11:59 9 people up before, at least in movies and maybe  
11:59 10 in person, right?

11:59 11 A. Perhaps. I'm not even sure that I  
11:59 12 have. I mean -- I don't know. I've seen --  
11:59 13 maybe I've seen an image of someone holding  
11:59 14 someone. I'm not sure I've ever seen anyone  
11:59 15 pick anyone up. I'm not sure.

11:59 16 Q. At about this same time -- well, I  
12:00 17 guess during the exact same time, you were in  
12:00 18 the play Precious Sons, right?

12:00 19 A. Yes.

12:00 20 Q. And Ed Harris was also in that  
12:00 21 play, right?

12:00 22 A. Yes.

12:00 23 Q. And Ed Harris's character at one  
12:00 24 point during the play picked you up, right?

12:00 25 A. Yes.



12:00 1 Q. And he picked you up like a bride,  
12:00 2 right?

12:00 3 A. Yeah. Yes, in the same sort of  
12:00 4 pose if that's what you mean, yes.

12:00 5 Q. Was there anything different about  
12:00 6 the way that Ed Harris's character picked you  
12:00 7 up than what you're alleging Mr. Fowler to have  
12:00 8 done?

12:00 9 A. Yes. I don't remember the exact  
12:00 10 staging, but it was not in an intimate, private  
12:00 11 moment. It was an exuberant father holding his  
12:00 12 son, you know, with the mother there.

12:00 13 It was -- I mean, there's a  
12:00 14 photograph of it. It's like a laughing, happy  
12:01 15 scene among the family.

12:01 16 Q. But as far as -- I understand that  
12:01 17 it was in a play, and it was perhaps a happy  
12:01 18 scene.

12:01 19 Is that what you're saying?

12:01 20 A. Yes.

12:01 21 Q. Okay. But putting that aside, the  
12:01 22 physical act of picking you up, was Ed Harris's  
12:01 23 character picking you up, that act, was it the  
12:01 24 same or similar to what you allege Mr. Fowler  
12:01 25 to have done?

12:17 1 to anyone?

12:17 2 A. I don't recall doing that.

12:17 3 Q. Do you recall anyone introducing  
12:17 4 themselves to you?

12:17 5 A. I do not recall that.

12:17 6 Q. You don't recall having any  
12:17 7 exchanges with anyone at the apartment?

12:17 8 A. No.

12:17 9 Q. Now, I want to turn to where we  
12:17 10 left off before the break.

12:17 11 You said that Mr. Fowler picked you  
12:17 12 up in the air. That's where I want to focus on  
12:17 13 now, okay?

12:17 14 How long were you in the air?

12:17 15 A. I -- I have no way of saying  
12:17 16 exactly how long. Briefly.

12:18 17 Q. Was it two minutes?

12:18 18 A. No. It was less than -- definitely  
12:18 19 less than two minutes. It was brief.

12:18 20 Q. Do you think it could have been  
12:18 21 30 seconds?

12:18 22 A. That feels long to me. No.

12:18 23 Q. It was one -- I think you described  
12:18 24 it in one of the articles as one motion, right,  
12:18 25 picking you up and then putting you down on the

12:18 1 bed --

12:18 2 A. Yes.

12:18 3 Q. -- is that fair to say?

12:18 4 A. Yes.

12:18 5 Q. And were you put down on the bed in  
12:18 6 the exact same place you were before you were  
12:18 7 picked up?

12:18 8 A. No, because I was sitting on the  
12:18 9 edge of the bed. I was put down on the bed. I  
12:18 10 was laid down on the bed.

12:18 11 Q. How far were you laid on the bed  
12:18 12 from where you were sitting?

12:18 13 A. I was laid down so that my head was  
12:18 14 toward the headboard, close to the headboard so  
12:18 15 that my body was on the bed as opposed to  
12:19 16 sitting on the edge of the bed.

12:19 17 Q. And you allege that Mr. Fowler put  
12:19 18 you down on the bed and was on top of you?

12:19 19 A. Yes. He laid down on top of me and  
12:19 20 pressed into me --

12:19 21 Q. Can you --

12:19 22 A. -- and held me.

12:19 23 Q. Can you explain what you mean by  
12:19 24 pressed in to you?

12:19 25 A. The full weight of his body was

12:19 1 fully pressed against my body as I was on my  
12:19 2 back. He was on my front. Not exactly -- I  
12:19 3 don't know, I'm sorry, the way to describe it.  
12:19 4 I'm using my hands. But not exactly totally  
12:19 5 head-to-toe touching every part, a little bit  
12:19 6 angled so that his chest was on my chest. His  
12:19 7 arms were around my shoulders holding me, and  
12:19 8 his pelvis was pressing into my hips, the side  
12:19 9 of my hip. So it was like angled, not directly  
12:19 10 on top but angled.

12:20 11 Q. So you're saying he wasn't  
12:20 12 parallel, right?

12:20 13 A. I guess that's the language to use.  
12:20 14 It was more angled than parallel, yes.

12:20 15 Q. And for how long do you allege that  
12:20 16 Mr. Fowler was on top of you?

12:20 17 A. I have no way of saying exactly how  
12:20 18 long. It was a frozen, suspended moment in my  
12:20 19 recollection.

12:20 20 Q. And did that moment last for five  
12:20 21 minutes; do you think?

12:20 22 A. I think it lasted for less than --  
12:20 23 fewer than five minutes.

12:20 24 Q. Okay. Could it have been  
12:20 25 30 seconds?

12:20 1 A. I don't -- I have no way of saying  
12:20 2 exactly how long it was.

12:20 3 Q. So it's possible it could have been  
12:20 4 30 seconds?

12:20 5 A. It's possible it could have been  
12:20 6 30 seconds.

12:20 7 Q. Is it possible it could have been  
12:20 8 ten seconds?

12:20 9 A. It felt longer than ten seconds.

12:20 10 Q. So your estimate is you recall  
12:20 11 today is somewhere between 10 and 30 seconds;  
12:20 12 am I understanding that right?

12:20 13 A. That is answering your questions to  
12:20 14 the best of my ability, having no way of being  
12:21 15 more precise than that.

12:21 16 Q. During this period of time that you  
12:21 17 allege Mr. Fowler was on top of you, where were  
12:21 18 his hands?

12:21 19 A. His hands were around my shoulders  
12:21 20 holding me. I don't know. It's hard to  
12:21 21 describe, you know, again, in words. It's  
12:21 22 better -- easier to demonstrate.

12:21 23 But, you know, up behind my back  
12:21 24 holding my shoulders. That's my recollection.  
12:21 25 From behind. Again, it's awkward to describe

12:21 1 myself. It's hard to -- you know, I'm doing my  
12:21 2 best to describe in words alone.

12:21 3 Q. You said from behind.

12:21 4 What do you mean?

12:21 5 A. Meaning his -- his arm -- you know,  
12:21 6 he was on top of me, so his arms were behind my  
12:21 7 back. And so his hands were coming up behind  
12:21 8 me, you know, clutching my shoulders.

12:22 9 Q. So at all times that you allege  
12:22 10 Mr. Fowler was on top of you, his hands were  
12:22 11 above your waist?

12:22 12 A. Yes.

12:22 13 Q. Where were your hands?

12:22 14 A. Frozen at my sides.

12:22 15 Q. Were your hands above your waist or  
12:22 16 below your waist?

12:22 17 A. I don't -- I don't recall  
12:22 18 whether -- they were -- I was smushed down. So  
12:22 19 I don't recall if they were, like, smushed  
12:22 20 against my belly or against my legs. But they  
12:22 21 were not -- I was not -- I did not feel like I  
12:22 22 had freedom of movement of my hands; and I was,  
12:22 23 again, frozen in this position.

12:22 24 Q. Do you recall telling Mr. Fowler  
12:22 25 that you were uncomfortable?

12:22 1 A. I do not recall saying anything.

12:22 2 Q. You don't recall indicating to  
12:22 3 Mr. Fowler that you were uncomfortable in the  
12:23 4 situation or uncomfortable physically?

12:23 5 A. I do not recall saying anything. I  
12:23 6 recall being frozen and shocked and upset and  
12:23 7 scared.

12:23 8 Q. Do you recall Mr. Fowler saying  
12:23 9 anything to you when you allege he was on top  
12:23 10 of you?

12:23 11 A. No.

12:23 12 Q. You said that Mr. -- you allege  
12:23 13 that Mr. Fowler's body was on an angle on top  
12:23 14 of yours, right?

12:23 15 A. A slight angle, yes. Not perfectly  
12:23 16 parallel. Slightly angled, yes.

12:23 17 Q. Where was his waist?

12:23 18 A. It was enough that I was feeling  
12:23 19 pressure from as much as I could perceive  
12:23 20 against my side of my hips.

12:23 21 Q. What did you feel pressure from?  
12:23 22 From -- what are you alleging you felt pressure  
12:23 23 from?

12:23 24 A. The entire weight of his body was  
12:23 25 entirely on my body. And as I'm now being

12:24 1 asked to describe the details of all of it, I  
12:24 2 can describe that I felt the pressure of his  
12:24 3 chest on my chest. His hands were on my body.  
12:24 4 His legs and groin pressing into the side of my  
12:24 5 body since he was on an angle. He wasn't on  
12:24 6 top pressing into me. He was at an angle  
12:24 7 pressing, but his chest was more directly on my  
12:24 8 chest.

12:24 9 Q. Are you alleging that he had an  
12:24 10 erection?

12:24 11 A. I have no recollection specifically  
12:24 12 of that. I cannot say for sure.

12:24 13 Q. But 14, you obviously knew what an  
12:24 14 erection was, right?

12:24 15 A. Yes.

12:24 16 Q. While you were on the -- while you  
12:25 17 were on the bed, are you alleging that  
12:25 18 Mr. Fowler touched your penis?

12:25 19 A. No.

12:25 20 Q. While you were on the bed, are you  
12:25 21 alleging that Mr. Fowler touched your anus?

12:25 22 A. No.

12:25 23 Q. While you were on the bed, are you  
12:25 24 alleging that Mr. Fowler touched your butt?

12:25 25 A. Not on the bed -- not at that point



12:25 1 on the bed. When I was on the bed sitting on  
12:25 2 the bed is when his hand touched my butt to  
12:25 3 pick me up.

12:25 4 I'm not alleging that once he was  
12:25 5 laying on top of me, that he touched my butt at  
12:25 6 that point.

12:25 7 Q. And you characterized it earlier as  
12:25 8 his hand grazing your butt as he picked you up,  
12:25 9 right?

12:25 10 A. Yes.

12:25 11 Q. And it passed over your butt in one  
12:25 12 motion to pick you up, right?

12:25 13 A. Yes.

12:25 14 Q. Okay. Now, returning to the  
12:25 15 situation we're describing where you're  
12:25 16 alleging that he lied on top of you --

12:25 17 A. Yes.

12:25 18 Q. -- are you with me?

12:25 19 A. Yes.

12:25 20 Q. Okay. Did he touch your genitals  
12:25 21 at all --

12:25 22 A. No.

12:25 23 Q. -- while he was -- while  
12:25 24 Mr. Fowler, you allege he was on top of you?

12:26 25 A. No.

12:26 1 Q. Did Mr. Fowler attempt to remove  
12:26 2 your pants?

12:26 3 A. No.

12:26 4 Q. Did he attempt to remove your  
12:26 5 pants -- sorry. Did he remove his pants?

12:26 6 A. No.

12:26 7 Q. Did you touch his genitals?

12:26 8 A. No.

12:26 9 Q. Did he kiss you?

12:26 10 A. No.

12:26 11 Q. Did you kiss him?

12:26 12 A. No.

12:26 13 Q. Has Mr. Fowler ever touched your  
12:26 14 penis?

12:26 15 A. No.

12:26 16 Q. Has Mr. Fowler ever touched your  
12:26 17 genitals?

12:26 18 A. No.

12:26 19 Q. Has Mr. Fowler ever touched your  
12:26 20 anus?

12:26 21 A. No. You mean specific -- no. The  
12:26 22 anus is the very specific biological -- no.

12:27 23 Q. Other than what you described  
12:27 24 earlier where Mr. Fowler's hand grazed your  
12:27 25 butt when he picked you up, are you alleging

12:27 1 that Mr. Fowler touched your butt?

12:27 2 A. No.

12:27 3 MR. SAGHIR: I'm going to object to  
12:27 4 the form. Aside from what he testified  
12:27 5 to, correct?

12:27 6 Was there a second time he touched  
12:27 7 the butt; is that what you're asking?

12:27 8 MR. SCOLNICK: Yes, that's what I'm  
12:27 9 asking.

12:27 10 THE WITNESS: There's not a second  
12:27 11 time.

12:27 12 BY MR. SCOLNICK:

12:27 13 Q. Okay. So the only time that you  
12:27 14 can recall or you're alleging that Mr. Fowler  
12:27 15 touched your butt is when he picked you up and  
12:27 16 his hand grazed your butt, right?

12:27 17 A. Yes.

12:27 18 Q. Are you alleging that Mr. Fowler  
12:27 19 put his hand down your pants?

12:27 20 A. No.

12:27 21 Q. Not on that evening, right?

12:27 22 A. Not that -- not that evening.

12:28 23 Q. Not ever?

12:28 24 A. I'm sorry. You said hand down my  
12:28 25 pants; is that what you said?

12:28 1 Q. That's what I said.

12:28 2 A. No, he did not put his hand down my  
12:28 3 pants.

12:28 4 Q. Mr. Fowler has never put his hand  
12:28 5 down your pants, right?

12:28 6 A. Right.

12:28 7 Q. And have you ever put your hand  
12:28 8 down Mr. Fowler's pants?

12:28 9 A. No.

12:28 10 Q. Have you ever touched Mr. Fowler's  
12:28 11 genitals?

12:28 12 A. No.

12:28 13 Q. Focusing on the evening of your  
12:28 14 allegations, at any point did Mr. Fowler tell  
12:28 15 you that he wanted to have sex with you?

12:28 16 A. He did not say those words.

12:28 17 Q. Did he say that he wanted to give  
12:28 18 you oral sex?

12:28 19 A. No.

12:28 20 Q. Did he say that he wanted you to  
12:28 21 give him oral sex?

12:28 22 A. No.

12:28 23 Q. Did he tell you that he wanted to  
12:28 24 kiss you?

12:28 25 A. No.

12:29 1 Q. Did he say that he wanted you to  
12:29 2 kiss him?

12:29 3 A. No.

12:29 4 Q. Did he tell you that he wanted to  
12:29 5 touch your genitals?

12:29 6 A. No.

12:29 7 Q. Did he tell you that he wanted you  
12:29 8 to touch his genitals?

12:29 9 A. No.

12:29 10 Q. Did he tell you to remove your  
12:29 11 clothes?

12:29 12 A. No.

12:29 13 Q. Did he tell you he was going to  
12:29 14 remove his clothes?

12:29 15 A. No.

12:29 16 Q. Has Mr. Fowler ever told you that  
12:29 17 he wanted to have sex with you?

12:29 18 A. No.

12:29 19 Q. Has Mr. Fowler ever told you that  
12:29 20 he wanted to give you oral sex?

12:29 21 A. No.

12:29 22 Q. Has Mr. Fowler ever told you that  
12:29 23 he wanted you to give him oral sex?

12:29 24 A. No.

12:29 25 Q. Has Mr. Fowler ever told you that

12:29 1 he wanted to kiss you?

12:29 2 A. No.

12:29 3 Q. Has Mr. Fowler ever told you that  
12:29 4 he wanted you to kiss him?

12:29 5 A. No.

12:29 6 Q. Has Mr. Fowler ever told you he  
12:29 7 wanted to touch your genitals?

12:29 8 A. No.

12:29 9 Q. Has Mr. Fowler ever told you he  
12:29 10 wanted you to touch his genitals?

12:29 11 A. No.

12:30 12 Q. Has Mr. Fowler ever asked you to  
12:30 13 remove your clothes?

12:30 14 A. No.

12:30 15 Q. Has Mr. Fowler ever said that he  
12:30 16 wanted to remove his clothes when he was around  
12:30 17 you?

12:30 18 A. No.

12:30 19 Q. And just to clarify for the record,  
12:30 20 has Mr. Fowler ever touched your genitals?

12:30 21 A. No.

12:30 22 Q. And have you ever touched his  
12:30 23 genitals?

12:30 24 A. Did you ask me if I've ever touched  
12:30 25 his genitals?

12:30 1 Q. Yes.

12:30 2 A. I have not touched his genitals.

12:30 3 Q. Has Mr. Fowler ever discussed sex  
12:30 4 with you?

12:30 5 A. No.

12:30 6 Q. Has Mr. Fowler ever shown you  
12:30 7 pornography?

12:30 8 A. No.

12:30 9 Q. Has Mr. Fowler ever shown you adult  
12:30 10 movies?

12:30 11 A. No.

12:31 12 Q. Has Mr. Fowler ever shown you adult  
12:31 13 magazines?

12:31 14 A. No.

12:31 15 Q. Has Mr. Fowler ever shown you  
12:31 16 photographs of people having sex?

12:31 17 A. No.

12:31 18 Q. Has Mr. Fowler ever shown you  
12:31 19 pictures of naked adults?

12:31 20 A. No.

12:31 21 Q. Has Mr. Fowler ever shown you  
12:31 22 pictures of naked children?

12:31 23 A. No.

12:31 24 Q. Returning back to when you allege  
12:31 25 Mr. Fowler was on top of you, how did that end?

12:31 1 Who got up first?

12:31 2 A. I squirmed out from underneath him.

12:31 3 Q. Can you explain what you mean by

12:31 4 "squirmed out from underneath him"?

12:31 5 A. I have no better explanation. I

12:31 6 wriggled my body underneath the weight of his

12:31 7 body and got out from underneath him and got

12:32 8 off the bed.

12:32 9 I experienced his weight as, you

12:32 10 know, something described as dead weight. It

12:32 11 was heavy. His weight was heavy on me. He was

12:32 12 holding me, and I squirmed out from under out

12:32 13 that dead weight.

12:32 14 Q. Do you recall him telling you not

12:32 15 to get up?

12:32 16 A. No.

12:32 17 Q. At any point when you allege to

12:32 18 have been on the bed, do you recall telling him

12:32 19 that you wanted to get up?

12:32 20 A. No.

12:32 21 Q. How long did it take you to wriggle

12:32 22 out from underneath him?

12:32 23 A. Quickly. I mean, as -- when I made

12:32 24 the decision to wriggle out, I was able to do

12:32 25 it fairly quickly.



12:32 1 Q. Do you recall Mr. Fowler saying  
12:32 2 anything to you in the process of when you were  
12:32 3 wriggling out from underneath him?

12:32 4 A. No.

12:32 5 Q. Do you remember saying anything to  
12:32 6 Mr. Fowler when you were in the process of  
12:32 7 wriggling out from underneath him?

12:32 8 A. No.

12:33 9 Q. After you wriggled out from  
12:33 10 underneath him and got up, what did you do?

12:33 11 A. I went into the bathroom. It  
12:33 12 seemed the safest place to go. I went in the  
12:33 13 bathroom, closed the door.

12:33 14 Q. How far was the bathroom door from  
12:33 15 where you were?

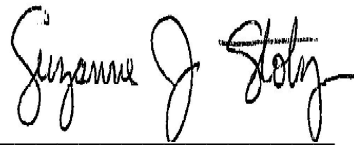
12:33 16 A. I think very close. The room was  
12:33 17 relatively small, so it was not -- it's not  
12:33 18 much distance to travel from the side of the --  
12:33 19 the other side of the bed opposite the window  
12:33 20 to the bathroom. It was fairly close to my  
12:33 21 recollection.

12:33 22 Q. Did you have to leave the bedroom  
12:33 23 to get in the bathroom?

12:33 24 A. It was -- the door was -- the door  
12:33 25 to the bathroom was in the bedroom. The

C E R T I F I C A T E

I, SUZANNE J. STOTZ, a  
Registered Professional Reporter, Certified  
Realtime Reporter, and Notary Public in and for  
the State of New York, do hereby certify that  
the foregoing is a true and accurate transcript  
of the stenographic above-captioned matter.



SUZANNE J. STOTZ, RPR, CRR

My Commission Expires March 2, 2022

DATED: February 19, 2021

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